

**PROPOSED REGULATION OF THE
STATE BOARD OF PHARMACY**

LCB File No. R111-99

September 2, 1999

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 453.221.

Section 1. NAC 453.420 is hereby amended to read as follows:

453.420 1. In an emergency situation, a pharmacist may dispense a controlled substance listed in schedule II upon receiving the oral authorization of a prescribing individual practitioner, if:

(a) The quantity prescribed and dispensed is limited to the amount adequate to treat the patient during the emergency period. Any dispensing beyond the emergency period must be pursuant to a written prescription signed by the prescribing practitioner.

(b) The pharmacist immediately reduces the prescription to writing and:

(1) The prescription contains all information required pursuant to NAC 453.440, except for the signature of the prescribing practitioner;

(2) He writes on its face “Authorization for Emergency Dispensing” and the date of the oral order; and

(3) He makes a reasonable effort to determine that the oral authorization came from a registered practitioner when the practitioner is not personally known to him, which may include,

without limitation, a telephone call to the telephone number of the practitioner as listed in the telephone directory or other attempts in good faith to verify the identity of the practitioner.

2. The prescribing practitioner, within ~~[7-days]~~ **72 hours** after authorizing an emergency oral prescription, shall cause a written prescription for the emergency quantity prescribed to be delivered to the dispensing pharmacist. The written prescription may be delivered to the pharmacist in person or by mail. If the written prescription is delivered by mail, it must be postmarked within the ~~[7-day]~~ **72-hour** period. Upon receipt, the dispensing pharmacist shall attach this prescription to the oral emergency prescription which had earlier been reduced to writing.

3. The pharmacist shall notify the board if the prescribing practitioner fails to deliver a written prescription to him pursuant to this section. The failure of the pharmacist to so notify the board voids his authority to dispense a controlled substance listed in schedule II without a written prescription of a prescribing practitioner pursuant to this section.